



Office of Petitions  
RCE

#32

<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>  Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995	Application Number	09/780,650
	Filing Date	February 12, 2001
	First Named Inventor	ROBERT D'AMATO
	Group Art Unit	1616
	Examiner Name	B. Badio, Ph.D.
	Attorney Docket Number	05213-0493 (43170-253692)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.  
**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may file a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA.

<b>1. Submission required under 37 C.F.R. § 1.114</b> a. <input type="checkbox"/> Previously submitted i. <input type="checkbox"/> Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on (Any unentered amendment(s) referred to above will be entered) ii. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on iii. <input type="checkbox"/> Other b. <input checked="" type="checkbox"/> Enclosed i. <input type="checkbox"/> Amendment/Reply ii. <input type="checkbox"/> Affidavit(s)/Declaration(s) iii. <input type="checkbox"/> Information Disclosure Statement (IDS) iv. <input checked="" type="checkbox"/> Other: <b>Petition to Withdraw from Issue; Request for Continued Examination; and Supplemental Information Disclosure Statement</b>	<b>RECEIVED</b> <b>OCT 01 2004</b> <b>OFFICE OF PETITIONS</b>
<b>2. Miscellaneous</b> a. <input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required) b. <input type="checkbox"/> Other _____	
<b>3. Fees</b> The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed. a. <input checked="" type="checkbox"/> Checks in the amount of \$770 and \$130 are enclosed for the following fees: i. <input checked="" type="checkbox"/> RCE fee under 37 C.F.R. § 1.17(e), REQUIRED when filing the RCE. ii. <input checked="" type="checkbox"/> Petition Fee for Petition to Withdraw from Issue b. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 11-0855	

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED		
Type Name	Robert E. Richards	Reg. No. 29,105
Signature		Date September 28, 2003

CERTIFICATE OF MAILING OR TRANSMISSION		
I hereby certify that this correspondence is being hand delivered to the Office of Petitions, Commissioner for Patents, Mailstop 313(c), P.O. Box 1450, Alexandria, VA 22313-1450 on September 29, 2004:		
Type Name	Jennifer Harris-Lohse	
Signature		Date September 29, 2004